

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of the Los Angeles to Pasadena Metro Blue Line Construction Authority for an order authorizing the construction of two light rail transit tracks at-grade crossing West Avenue 45 in the City and County of Los Angeles, California.

And Related Matters.

Application 00-10-012
(Filed October 11, 2000)

Application 01-06-011
Application 00-11-050
Application 00-11-040
Application 00-11-034
Application 00-11-033
Application 00-11-032
Application 00-11-029
Application 00-11-016
Application 00-11-015
Application 00-10-050
Application 00-10-039
Application 00-10-033
Application 00-10-020

**DOCKET OFFICE ADVISOR'S RULING
REJECTING FILING OF
PASADENA AVENUE MONTEREY ROAD COMMITTEE**

On December 16, 2002, the Commission's Docket Office received a document tendered for filing by Pasadena Avenue Monterey Road Committee, David L. Margrave, and Jo A. Barker (collectively, PAMRC). The document is titled "Complaint Rule 9 and 10; Request for Rule 8.2e Review; Rehearing-Article 20 Reopening the Proceedings; Motion for Immediate

Injunctive Relief PUC §§ 306(b), 701, Rule 81; Motion for Rule Making Proceedings for Design Build Application Review; Motion for Rule Making to Establish a Permanent Intervenor and Advocates Trust Fund for ‘Transportation of People’ and ‘Common Carriers;’ Motion for Initiating Investigation for Violations of Rule 7, 7.1, 63.9, Articles 8, 9, 10, 16 inclusive; and Subpoena duce tecum.” The document bears the application numbers for this proceeding, the decision numbers of four Commission decisions in this proceeding, the application numbers for two proceedings not consolidated with this one, and a space for the assignment of a new case number for a complaint.

This document will not be accepted for filing because it does not comply with Rule 2.1 of the Commission’s Rules of Practice and Procedure. Paragraph (b) of Rule 2.1 provides:

Separate documents must be used to address unrelated subjects or to ask the Commission or the administrative law judge to take essentially different types of action (*e.g.*, a document entitled ‘Complaint and Motion for Protective Order’ would be improper; the filing must be split up into two separate documents).

The title identifies eight different purposes for the document. It also identifies at least four proceedings in which PAMRC apparently believes some or all of the requested actions might be taken. No matter how liberally the Rules of Practice and Procedure are construed, this document cannot be read to conform to the threshold requirement of using separate documents to address subjects or requests that are different.

In the interest of conserving time and resources, it should also be noted that:

1. Rule 8.2, paragraph (e) applies only to appeal or review of a presiding officer’s decision in an adjudicatory proceeding in which a hearing was held.

A request for appeal or review must be filed within 30 days of the presiding officer's decision.

2. Requests for the Commission to institute rulemaking are governed by Public Utilities Code section 1708.5.

3. PAMRC has already filed an application for rehearing of Decision 02-11-029.

IT IS RULED THAT the document tendered for filing by Pasadena Avenue Monterey Road Committee, David A. Margrave, and Jo A. Barker on December 16, 2002 be returned unfiled.

Dated December 27, 2002, at San Francisco, California.

/s/ ANNE E. SIMON

Anne E. Simon
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Docket Office Advisor's Ruling Rejecting Filing Of Pasadena Avenue Monterey Road Committee on all parties of record in this proceeding or their attorneys of record.

Dated December 27, 2002, at San Francisco, California.

/s/ KRIS KELLER

Kris Keller

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at

(415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.